

08-26-05

Saw

CERTIFICATE OF MAILING VIA EXPRESS MAIL

PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE," AND IS ADDRESSED TO:

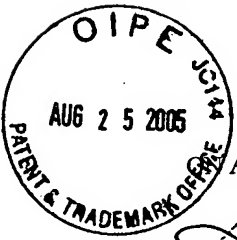
HONORABLE COMMISSIONER FOR PATENTS

MAIL STOP: PATENT APPLICATION

P.O. Box 1450

ALEXANDRIA, VA 22313-1450

AUGUST 25, 2005.



8-25-05

SUSAN D. JONES

AUGUST 25, 2005

08.25.2005

DATE OF MAILING

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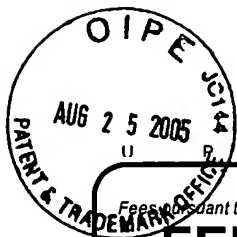
EXPRESS MAIL LABEL

U.S.S.N.:	10/774,240
FILING DATE:	02.06.2004
APPLICANT:	RICHARD E. WAITKUS, JR.
GROUP ART UNIT:	2857
EXAMINER:	TUNG S. LAU
ATTORNEY DOCKET NO.	016093.0118
TITLE:	"SYSTEMS AND METHODS FOR MATERIAL MANAGEMENT"

INCLUDED IN THIS MAILING FOR THE ABOVE-REFERENCED PATENT APPLICATION ARE:

1. FEE TRANSMITTAL (PTO/SB/17) WITH DUPLICATE COPY FOR FEE PROCESSING;
2. CHECK No. 938492 IN THE AMOUNT OF \$75.00 FOR THREE ADDITIONAL CLAIMS (SMALL ENTITY RATE);
3. EXAMINER INTERVIEW SUMMARY
4. RESPONSE TO NON-FINAL OFFICE ACTION MAILED MAY 25, 2005;
5. INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER AND PTO-1449 WITH ONE (1) CITED REFERENCE (COPY OF IDS FILED FEBRUARY 6, 2004); AND
6. RETURN RECEIPT POSTCARD ACKNOWLEDGING RECEIPT OF THE ABOVE-IDENTIFIED ITEMS.

ATTORNEY CONTACT:	BRADLEY S. BOWLING
	REG. No. 52,641
	BAKER BOTTS L.L.P. (023640)
	DIRECT TELEPHONE: 713.229.1802
	DIRECT FACSIMILE: 713.229.7702
	EMAIL: BRAD.BOWLING@BAKERBOTTS.COM
	PTO CUSTOMER ID 023640



Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).		Complete if Known	
FEE TRANSMITTAL For FY 2005		Application Number	10/774,240
		Filing Date	February 6, 2004
		First Named Inventor	Richard E. Waitkus, Jr.
		Examiner Name	Tung S. Lau
		Art Unit	2857
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	016093.0118
TOTAL AMOUNT OF PAYMENT	(\$) 75.00		

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 02-0383 Deposit Account Name: Baker Botts L.L.P.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, **except for the filing fee**

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

_____ - 20 or HP = 3 x 25.00 = 75.00

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

_____ - 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets **Extra Sheets** **Number of each additional 50 or fraction thereof** **Fee (\$)** **Fee Paid (\$)**

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount) **Fees Paid (\$)**

Other (e.g., late filing surcharge): _____

SUBMITTED BY		
Signature	<u>Bradley S. Bowling</u>	Registration No. (Attorney/Agent) 52,641
Name (Print/Type)	Bradley S. Bowling	Telephone 713.229.1802
		Date August 25, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



EV 590027630 US

Mailing Label
Label 11-F, April 2004

UNITED STATES POSTAL SERVICE®

Post Office To Addressee

ORIGIN (POSTAL SERVICE USE ONLY)

PO ZIP Code	Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 2nd Del. Day	Postage \$
Date Accepted Mo. Day Year	Scheduled Date of Delivery Month Day	Return Receipt Fee \$
Time Accepted <input type="checkbox"/> AM <input type="checkbox"/> PM	Scheduled Time of Delivery <input type="checkbox"/> Noon <input type="checkbox"/> 3 PM	COD Fee \$ Insurance Fee \$
Flat Rate <input type="checkbox"/> or Weight lbs. ozs.	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Total Postage & Fees \$
	Int'l Alpha Country Code	Acceptance Emp. Initials

DELIVERY (POSTAL USE ONLY)

Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Mail Only) Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.		
NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday		
Customer Signature		

CUSTOMER USE ONLY

METHOD OF PAYMENT:

Express Mail Corporate Acct. No.

Federal Agency Acct. No. or
Postal Service Acct. No.

FROM (PLEASE PRINT)

713 229 1234

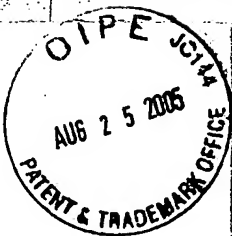
Bradley Bowling - 4965
BAKER BOTTS LLP
ONE SHELL PLAZA
910 LOUISIANA ST
HOUSTON TX 77002-4914

TO: (PLEASE PRINT)

800 786 9199

MAIL STOP Amendment
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA VA 22313-1450

016093.0118

FOR PICKUP OR TRACKING: Visit www.usps.com or Call 1-800-222-1811

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EV590027630US

Due Date:

8.25.2005

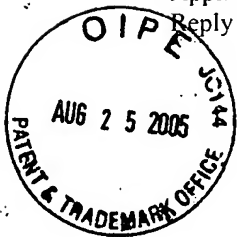
Receipt is hereby acknowledged of the papers filed as indicated in connection with the above identified case. COMMISSIONER FOR PATENTS

- ☒ Transmittal Ltr ☐ Large Entry ☐ Small Entry
☒ Response to NFOA received 5.25.2005
☒ Information Disc Simt. PTO-1449(s) 1 ref(s)
☐ Notice of Appeal ☐ Appeal Brief
☐ Issue Fee Transmittal
☒ FEES: \$6# 938492 \$75.00 + PTO \$17 w/ dup. copy
☒ Other: 105 drawing fee \$175.00
☒ Copy of 105 filed 8.6.04
☒ Copy of 105 filed 8.6.04

- ☐ Amendment:
☐ Declaration
☐ Power of Attorney
☐ Assignment / Cover Letter
☐ Letter to Official Draftsman
☐ Drawings - Sheets ☐ Formal ☐ Informal ☐ Red-Ink
☐ Priority Document(s)
☐ Specification Consisting of: _____ pages
☐ New Application with Transmittal Letter
☐ Utility ☐ Design ☐ CIP ☐ Provisional
☐ Filing Under 37 CFR 1.53(b) ☐ CONT ☐ DIV
☐ Filing Under 37 CFR 1.114(RCE)
☐ Filing Under 37 CFR 1.53(d) (CPA)
☐ Declaration

Papers filed herewith on: 8.25.2005
 DOCKET NO.: 016093.0118
 ATTY/SEC: 1501.044
 APPLICANT(S): United
 USSN: 10/774,240 FILED: 2.6.2004
 PAT NO.: N/A

Reply to Non-Final Office Action of March 25, 2005

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Richard E. Waitkus, Jr.Serial No.: **10/774,240**Filed: **February 6, 2004**For: **Systems and Methods for Material
Management**§
§
§
§
§
§
§
§
§
§Group Art No. **2857**Examiner: **Tung S. Lau**Atty Docket No.: **016093.0118****EXAMINER INTERVIEW SUMMARY**

MAIL STOP AMENDMENT
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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ALEXANDRIA, VA 22313-1450.

Susan D. Jones
SUSAN D. JONES

8.25.05
AUGUST 25, 2005

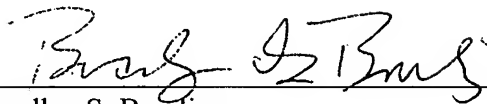
EXPRESS MAIL LABEL: EV590027630US
DATE OF MAILING: August 25, 2005

Dear Sir:

Bradley Bowling, acting as attorney for Applicant, conducted an interview with Examiner Lau on May 14, 2005, at approximately 9 AM EDT. The Examiner's office action mailed March 19, 2005 was discussed. More specifically, the Examiner's rejections of claim 1-28 under 35 U.S.C. § 102 were discussed, including possible amendments to distinguish the claims over the cited reference. Consideration of the statement attached to the IDS filed on February 6, 2004 was also discussed.

Applicant thanks the Examiner for taking time to discuss this application.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Bradley S. Bowling", is written over a horizontal line.

Bradley S. Bowling
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Houston, Texas 77002
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Facsimile: (713) 229-7702
E.Mail: Bradley.Bowling@bakerbotts.com
ATTORNEY FOR APPLICANT

Date: August 25, 2005